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COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity)

AF/1641

Docket No.  
13388

In Re Application Of: Cristobal Guillermo dos Remedios, et al.

Serial No.  
09/778,259

Filing Date  
2/7/2001

Examiner  
C.J. Cheu

Group Art Unit  
1641

Invention: BIOMOLECULAR TOXICITY ASSAY

TO THE COMMISSIONER FOR PATENTS:

This is a combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of November 3, 2003 in the above-identified application.

Date

Applicant(s) hereby appeal(s) to the Board of Patent Appeals and Interferences from the decision of the Primary Examiner dated November 3, 2003 finally rejecting Claim(s) 1, 3-7 and 11

Applicant(s) hereby request(s) an extension of time of (check desired time period):

☐ One month ☐ Two months ☒ Three months ☐ Four months ☐ Five months

from: February 3, 2004

Date

until:

May 3, 2004

Date

The fee for the Notice of Appeal and Extension of Time has been calculated as shown below:

Fee for Notice of Appeal: \$165.00

Fee for Extension of Time: \$475.00

**TOTAL FEE FOR NOTICE OF APPEAL AND EXTENSION OF TIME: \$640.00**

The fee for the Notice of Appeal and extension of time is to be paid as follows:

☒ A check in the amount of \$640.00 for the Notice of Appeal and extension of time is enclosed.

☐ Please charge Deposit Account No. \_\_\_\_\_ in the amount of \_\_\_\_\_

☒ The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-1013/SSMP

☒ Any additional filing fees required under 37 C.F.R. 1.16.

☒ Any patent application processing fees under 37 CFR 1.17.

☒ If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 19-1013/SSMP

05/07/2004 TBESHAH1 00000083 09778259

01 FC:2401 165.00 OP

05/07/2004 TBESHAH1 00000083 09778259

02 FC:2253 475.00 OP

**COMBINED NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES & PETITION FOR  
EXTENSION OF TIME UNDER 37 C.F.R. 1.136(a) (Small Entity)**

Docket No.  
13388

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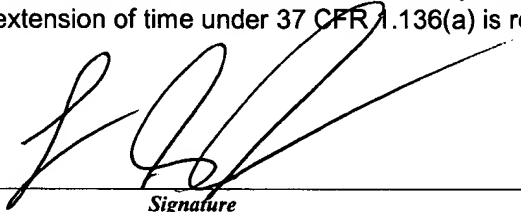
Examiner  
C.J. Cheu

Group Art Unit  
1641

Invention: **BIOMOLECULAR TOXICITY ASSAY**

TO THE COMMISSIONER FOR PATENTS:

This combined Notice of Appeal from the Primary Examiner to the Board of Patent Appeals and Interferences and petition for extension of time under 37 CFR 1.136(a) is respectfully submitted by the undersigned:

  
Signature

Dated: May 3, 2004

Leslie S. Szivos, Ph.D.  
Registration No. 39,394  
SCULLY, SCOTT, MURPHY & PRESSER  
400 Garden City Plaza  
Garden City, New York 11530  
(516) 742-4343

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**Certificate of Mailing**

I certify that this document and fee is being deposited on 5/3/2004 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
Signature of Person Mailing Correspondence

Leslie S. Szivos, Ph.D.  
\_\_\_\_\_  
Typed or Printed Name of Person Mailing Correspondence

CC: